

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Lukas EISERMANN et al.) : Examiner: Richard R. Shaffer
Application No.: 10/620,529) : Group Art Unit: 3733
Filed: July 16, 2003) : Confirmation No.: 8968
For: Intervertebral Prosthetic Joint) :
: March 28, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed publications and foreign documents are also enclosed.

As required by 37 C.F.R. § 1.98(a)(3), the foreign documents are submitted to be relevant for being cited in related litigation entitled *Spine Solutions, Inc. v. Medtronic Sofamor Danek, Inc., et al.*, Case No. 2:07-cv-02175-JPM-dkv (W.D. Tenn.).

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

The required fee of \$180.00 to cover the Information Disclosure Statement under 37 C.F.R. § 1.97(c)(2) is being submitted electronically.

Applicants' undersigned attorney may be reached in our Washington D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

/Ann M. McCamey/

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